

STATE OF NEW MEXICO
COUNTY OF OTERO
TWELFTH JUDICIAL DISTRICT COURT

CAUSE NO.: D-1215-CV-2019-00919
DIVISION: II

STATE OF NEW MEXICO ex rel. JOHN P. SUGG,
TWELFTH JUDICIAL DISTRICT ATTORNEY

Plaintiff,

vs.

EDMOND CHRISTOPHER STALEY, and
VETERINARY MEDICAL CLINIC, INC.
d/b/a STALEY'S VETERINARY MEDICAL CLINIC, P.C.

Defendant.

AMENDED
VERIFIED PETITION TO ENJOIN
UNLICENSED VETERINARY MEDICAL PRACTICE AND
FOR DISGORGEMENT OF ILLEGAL PROFITS

The Plaintiff, STATE OF NEW MEXICO ex rel. JOHN P. SUGG, TWELFTH JUDICIAL DISTRICT ATTORNEY, by and through its undersigned counsel, files this petition to enjoin the unlicensed practice of veterinary medicine against Defendants EDMOND CHRISTOPHER STALEY, VETERINARY MEDICAL CLINIC, INC., d/b/a STALEY'S VETERINARY MEDICAL CLINIC, P.C., and in support thereof, states as follows:

NATURE OF THE ACTION

1. This is a civil action brought by the plaintiff pursuant to Rule 1-066 NMRA, and NMSA 1978, §§ 61-14-1, *et seq.* (Veterinary Practice Act) seeking injunctive relief to restrain and enjoin Staley, and all those in active concert or participation with him, from engaging

in the practice of veterinary medicine without a license as defined under Veterinary Practice Act, and seeking equitable relief requiring Defendant to disgorge all illegal profits obtained through the unlicensed practice of veterinary medicine.

PARTIES AND JURISDICTION

2. John P. Sugg (Sugg) is the duly elected District Attorney for the Twelfth Judicial District of the State of New Mexico, which is comprised of Otero and Lincoln Counties.
3. The district attorney is required to “prosecute...for the state in all courts of record of the counties of his district all cases, criminal and civil, in which the state...may be interested.” NMSA 1978 § 36-1-18 (2001).
4. The New Mexico Board of Veterinary Medicine (Board) is required to “examine and determine the qualifications and fitness of applicants for a license to practice veterinary medicine in New Mexico and issue, renew, deny, suspend or revoke licenses.” NMSA 1978 § 61-14-5(A)(2017).
5. On or about September 10, 2019, the Board sought the assistance of the District Attorney’s Office to prevent Staley from the unlawful practice veterinary medicine.
(Exhibit A)
6. Pursuant to NMSA 1978 Section 61-14-19 (1999), the Board or “any person” may bring an action in the district court to enjoin any person who is not a licensed veterinarian from engaging in the practice of veterinary medicine.

7. An action by the State on the relation of a duly elected district attorney is an appropriate mechanism for enjoining a person from the unauthorized practice of medicine. *See State ex rel. Marron v. Compere*, 1940-NMSC-041, 44 N.M. 414, 103 P.2d 273.
8. Edmond Christopher Staley (Staley) is a resident of Otero County, New Mexico.
9. Staley conducts business in Otero County, New Mexico, and holds himself out to the public as a licensed veterinarian. Staley operates the Veterinary Medical Clinic, Inc. and/or Staley's Veterinary Medical Clinic, P.C., which located at 1810 E. 10th St., Alamogordo, NM 88310. Veterinary Medical Clinic, Inc. is a domestic nonprofit corporation that is not in good standing with the State of New Mexico. Staley's Veterinary Medical Clinic, P.C. is a domestic profit corporation that is not in good standing with the State of New Mexico.
10. This Court has jurisdiction pursuant to NMSA 1978, Section 61-14-19.
11. Venue is proper in this Court under NMSA 1978, Section 38-3-1(A)(B).

GENERAL ALLEGATIONS

12. Plaintiff incorporates and re-alleges the allegations of the proceeding paragraphs as if fully set forth herein.
13. The Board of Veterinary Medicine (Board) issued a license to Staley permitting him to practice veterinary medicine in February 1993. Staley was issued License No. DVM-1535.

14. On May 28, 2014, the Board initiated a formal complaint against Staley after the Board discovered that Staley had never passed any national board examination, which is a condition of licensure.
15. Staley's License No. DVM-1535 expired December 31, 2018. The Board would not renew Staley's license due to him not having previously passed a national board examination.
16. Staley and the Board entered into an Amended Settlement Agreement resolving the complaint, which was approved the Board's Chair, Rebecca J. Washburn, DVM, on February 6, 2019. (Exhibit B)
17. As part of the settlement, Staley agreed to take the North America Veterinary Licensing Examination (NAVLE) during the April 8-20, 2019 testing period. (Exhibit B)
18. Staley was granted a temporary license, DVM-3426, to practice veterinary medicine until he could sit for the NAVLE.
19. Staley agreed that if he did not sit for the NAVLE or did not receive a passing score on the NAVLE, Staley would voluntarily surrender his license held under the New Mexico Veterinary Practice Act. (Exhibit B)
20. In June 2019, Staley applied for reinstatement of his full license through the Board. Staley included a copy of a Performance Report which Staley claimed was his NAVLE results from an April 12, 2019 NAVLE. (Exhibit C)
21. The Board attempted to verify Staley's NAVLE Performance Report through the International Council for Veterinary Assessment. The Board learned that someone had

altered the NAVLE Performance Report submitted by Staley, and that Staley had actually received a “Fail” score on the April 12, 2019 NAVLE. (Exhibit D)

22. On May 23, 2019, the Board revoked Staley’s temporary license to practice veterinary medicine. (Exhibit E)

23. Staley does not currently hold a valid license to practice veterinary medicine in the State of New Mexico.

24. The Board previously issued License VF-494, a veterinary clinic license, to the Veterinary Medical Clinic, Inc. (Clinic) on the condition that the Clinic had a licensed veterinarian overseeing the practice. Specifically, Staley was the Clinic’s licensed veterinarian who was required to manage the Clinic’s practice of veterinary medicine.

25. On May 23, 2019, the Board suspended the veterinary clinic license for the Clinic due to a lack of a New Mexico-licensed veterinarian. (Exhibit E)

26. Despite not having a license to practice veterinarian license, Staley and the Clinic continue to practice veterinary medicine as defined in NMSA 1978, Section 61-14-2.

27. The Board has exhausted all of its licensing disciplinary actions available to it, and despite the Board’s extensive efforts to get Staley to either come into compliance with its licensure requirements or to stop practicing veterinary medicine, Staley and the Clinic continue to engage in the unlawful practice of veterinary medicine.

28. On May 30, 2019, the United States Drug Enforcement Administration (DEA) conducted an on-site inspection on the Clinic. Staley released all controlled substances that he claimed he had in his possession.

29. During the on-site inspection, Staley surrendered his DEA Certificate and told DEA Agents that there were no open orders of controlled substances under his previous DEA registrations. Staley further told DEA Agents that he would not be administering or prescribing any prescriptions for controlled substances as he understood that he was no longer authorized to engage in any activities with controlled substances.
30. As of May 30, 2019, Staley does not currently have legal authority to possess, distribute, dispense and/or administer controlled substances.
31. Staley performed a surgery on an animal on August 19, 2019. During the surgery, Staley administered Ketamine, a Schedule III controlled substance, to the animal.
32. Staley's unlicensed practice of veterinary medicine is putting the public and its companion animals at risk.
33. Staley's unlawful possession, distribution, dispensing and/or administration of controlled substances is putting the public and its companion animals at risk.

ALLEGATIONS FOR INJUNCTIVE RELIEF

34. Plaintiff incorporates and re-alleges the allegations of the proceeding paragraphs as if fully set forth herein.
35. Pursuant to NMSA 1978, Section 61-14-19, Plaintiff is entitled to an order from the Court enjoining Staley and the Clinic from further unlicensed practice of veterinary medicine.

ALLEGATIONS FOR DISGORGEMENT

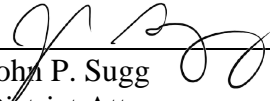
36. Plaintiff incorporates and re-alleges the allegations of the proceeding paragraphs as if fully set forth herein.
37. Since May 23, 2019, Staley and the Clinic have engaged in the unauthorized practice of veterinary medicine without possessing a valid professional license to do so. Staley has collected a currently unknown amount of monies in exchange for his illegal services.
38. Plaintiff, on behalf of the State of New Mexico and the people of the State of New Mexico, is entitled to equitable relief through an order from the Court disgorging all such illegal profits Staley and the Clinic obtained from Staley's illegal conduct with all disgorged profits to be deposited in the general fund of the State of New Mexico.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff, the STATE OF NEW MEXICO ex rel. JOHN P. SUGG prays for:

- A. an order enjoining Staley and the Clinic from further unauthorized practice of veterinary medicine;
- B. an order requiring Staley and the Clinic to pay the New Mexico Department of Finance and Administration the amount of illegal profits gained by Defendants;
- C. the Plaintiff's reasonable attorneys' fees and costs associated with the investigation and litigation of this matter;
- D. such other and further relief the Court deems appropriate.

Respectfully Submitted by:



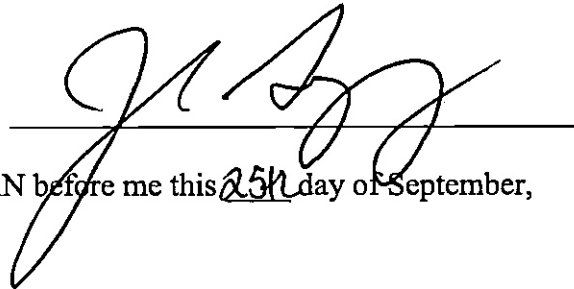
John P. Sugg
District Attorney
1000 New York Ave Room 101
Alamogordo, New Mexico 88310
(575) 437-3640

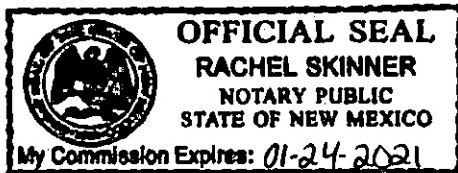
VERIFICATION

STATE OF NEW MEXICO)
)
COUNTY OF OTERO)

John P. Sugg, Twelfth Judicial District Attorney, being first duly sworn upon his oath, states that he has read the foregoing Complaint for Injunctive Relief, understands its contents, affirms that its factual statements are true and correct to the best of his knowledge, information and belief, and acknowledges his signature before the undersigned on this 25th day of September, 2019.

SUBSCRIBED AND SWORN before me this 25th day of September, 2019





January 24, 2021
My commission expires:

State of New Mexico
Board of Veterinary Medicine

MICHELLE LUJÁN GRISHAM
Governor



Rebecca J. Washburn, DVM
Chair

Frances R. Sowers
Executive Director and CFO

September 9, 2019

John P. Sugg, Esq., District Attorney
Twelfth Judicial District
Otero County Courthouse Room 101
1000 New York Avenue
Alamogordo, New Mexico 88310-6998

Dear Mr. Sugg:

We have a person in your area practicing veterinary medicine on a revoked license who continues to practice nonetheless. His practice also continues to generate complaints from the citizens of Alamogordo that entrust their pets to his care. It is a misdemeanor, Section 61-14-18 NMSA 1978, and punishable pursuant to Section 31-19-1, NMSA 1978, to practice veterinary medicine without a valid license. For this reason, we are asking for your assistance in this matter.

The unlicensed person is Edmond Christopher Staley (Staley) who has not passed the North American Veterinary Licensing Examination (NAVLE), a licensing requirement of the Board of Veterinary Medicine (Board). Mr. Staley, however, continues to claim that he has passed the NAVLE. The Board has conducted exhaustive research and cannot locate any type of record verifying Staley's claim. A Settlement Agreement (Agreement) issued between Mr. Staley and the Board in February 2019 with the stipulation that he sit for and pass the NAVLE. Mr. Staley did sit for the NAVLE pursuant to the Settlement Agreement in April of 2019 but he received a Fail score. The Settlement Agreement stated that he would not be able to seek licensure if he failed the examination.

The veterinary clinic license issued to Veterinary Medical Clinic Inc., owned and operated by Mr. Staley, was suspended on May 21, 2019 due to the lack of a New Mexico-licensed veterinarian as a responsible veterinarian for the facility, a requirement for facility licensure. Despite his lack of licensure and the lack of a valid license for the facility he owns, he continues practicing veterinary medicine in that facility. The Board continues to receive telephone calls from concerned residents of Otero County asking why Mr. Staley continues to practice while unlicensed and why the doors to his clinic remain open.

7301 Jefferson Street, N.E., Suite H
Albuquerque, NM 87109-4363

Telephone 505.553.7021
Facsimile 505.553.7024



www.NMBVM.org

Exhibit A

State of New Mexico
Board of Veterinary Medicine

MICHELLE LUJÁN GRISHAM
Governor



Rebecca J. Washburn, DVM
Chair

Frances R. Sowers
Executive Director and CFO

John P. Sugg, Esq.
Page Two
September 9, 2019

The Board has taken all licensing disciplinary action allowed pursuant to the Uniform Licensing Act, Section 61-1-1 through 61-1-33, NMSA 1978. Therefore, the Board is asking for your assistance in pursuing Mr. Staley in a criminal action in hopes that it will stop his unlicensed practice and provide protection for the animals in Otero county.

All State licensing agencies' have a mandate to protect the public and for this particular Board, the public's companion animals. The Board is extremely concerned that Mr. Staley's unlicensed activity continues to put the public and its companion animals at risk.

The Board's Executive Director can be contacted if you need further information.

Sincerely,

A handwritten signature in black ink that reads "Rebecca J. Washburn DVM". The signature is written in a cursive style.

Rebecca J. Washburn, DVM
Board Chair

CERTIFIED MAIL NO. 7018 0680 0002 1721 9743 -RETURN RECEIPT REQUESTED

**BEFORE THE BOARD OF VETERINARY MEDICINE
FOR THE STATE OF NEW MEXICO**

IN THE MATTER OF:)	
)	Case No. 14-33
Edmond Christopher Staley, DVM)	
License No.: DVM-1535,)	
)	
Respondent.)	

AMENDED SETTLEMENT AGREEMENT

1. On May 28, 2014, the New Mexico Board of Veterinary Medicine ("the Board") initiated a formal complaint against Respondent Edmond Christopher Staley, DVM, License No. DVM-1535. The complaint alleged that while Dr. Staley had been licensed as a veterinarian by the Board since 1993, there was no indication from available records that he had ever passed any national board examination, which is a condition of licensure.

2. On May 26, 2016, the Board issued a Notice of Contemplated Action ("NCA") against Dr. Staley based on the allegations contained in the May 28, 2014 complaint and on the Board's subsequent inquiry. The NCA was served on Dr. Staley by certified mail and Dr. Staley received the NCA.

3. Pursuant to his rights under the Uniform Licensing Act ("ULA"), NMSA 1978, Section 61-1-4(D) and (F), Dr. Staley requested a hearing on the charges raised in the NCA. That hearing was initially scheduled for September 19, 2016, but vacated to give the parties time to discuss a negotiated resolution of the charges set forth in the NCA. The hearing was later scheduled for January 4, 2018, but again vacated to give the parties an opportunity to explore settlement.

4. Dr. Staley is willing to conclusively resolve the allegations set forth in the NCA through this Amended Settlement Agreement, in compliance with the requirements of the ULA but without the need for a formal hearing by the Board.

5. The Board's undersigned Administrative Prosecutor believes that this Amended Settlement Agreement is an appropriate resolution of the charges raised in the NCA and recommends that the Board approve the Amended Settlement Agreement.

THEREFORE, IT IS STIPULATED AND AGREED AS FOLLOWS:

6. **Jurisdiction:** Dr. Staley is licensed under the Veterinary Practice Act, NMSA 1978, Section 61-14-1 through Section 61-14-20 and is subject to the jurisdiction of the Board with respect to the allegations set forth in the NCA.

7. **Conditions:** Dr. Staley agrees to the following conditions:

- a. Dr. Staley agrees to take the North American Veterinary Licensing Examination (NAVLE) during the April 8-20, 2019 testing window. Dr. Staley agrees to register with the International Council for Veterinary Assessment (ICVA) prior to the February 1, 2019 deadline for registration as set by ICVA. If Dr. Staley does not complete his registration to sit for the examination noted by February 1, 2019, then Dr. Staley shall immediately surrender his license held under the New Mexico Veterinary Practice Act, at which point the Board will then dismiss all claims in New Mexico in Veterinary Medicine Act Case No. 14-33.
- b. If Dr. Staley receives a passing score on the April 2019 administration of the NAVLE as reported by the American Association of Veterinary State Boards ("AAVSB") then upon receipt of such a passing score report the Board will

dismiss all claims pending in New Mexico Board of Veterinary Medicine Case No. 14-33 with prejudice.

- c. If Dr. Staley does not receive a passing score on the April 2019 administration of the NAVLE as reported by AAVSB, then Dr. Staley shall surrender his license held under the New Mexico Veterinary Practice Act, at which point the Board will then dismiss all claims pending in New Mexico Board of Veterinary Medicine Case No. 14-33 with prejudice. This provision shall apply regardless of whether Dr. Staley takes the NAVLE during the April 2019 administration and fails the examination, or does not take the NAVLE during the April 2019 administration at all.
- d. In the event Dr. Staley does not receive a passing score on the April 2019 administration of the NAVLE, he agrees not to seek renewal of his license or to reapply for licensure unless and until he receives a passing score on the NAVLE and the Board obtains confirmation of that fact from AAVSB.
- e. The Board will not impose an administrative penalty in any amount; will not suspend or revoke Dr. Staley's license held under the New Mexico Veterinary Practice Act; and will not reprimand or take any other action against Dr. Staley in connection with Case No. 14-33. Nothing in this provision shall prevent the Board from refusing to renew or reissue a license to Dr. Staley for any period of time after December 31, 2018, unless and until he receives a passing score on the NAVLE and the Board obtains confirmation of that fact from AAVSB.

f. Effective upon Board approval of this Amended Settlement Agreement, Dr. Staley agrees not to file or maintain any claim or suit against the Board, under any legal theory, arising from the facts and circumstances of Case No. 14-33.

g. This Amended Settlement Agreement does not constitute, and will not be construed as, an admission by Dr. Staley of any unlawful, improper or wrongful conduct, nor is this Amended Settlement Agreement a determination by the Board that Dr. Staley engaged in unlawful, improper or wrongful conduct.

8. Voluntary Agreement: Dr. Staley enters into this Amended Settlement Agreement knowingly, intentionally and voluntarily. Dr. Staley acknowledges that he is represented by counsel, Clayton E. Crowley of the Crowley & Gribble Law Firm, and Dr. Staley further acknowledges that he has had the opportunity to consult with his counsel prior to signing this Amended Settlement Agreement. Dr. Staley affirmatively states that he has read this entire Amended Settlement Agreement and understands his rights and responsibilities contained herein. He knowingly, intentionally and voluntarily enters into and signs this Amended Settlement Agreement and affirms that no promises or representations have been made to him other than the terms and conditions contained in this Amended Settlement Agreement.

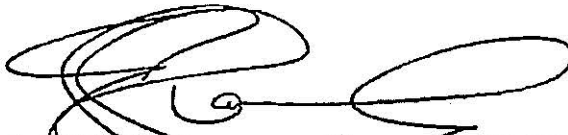
9. Board Approval: This Amended Settlement Agreement is subject to the approval of the Board. The Board, through its Hearing Officer, Dr. Rebecca Washburn, will consider the Agreement. If the Board, through its Hearing Officer Dr. Washburn, accepts the Amended Settlement Agreement, it becomes binding and effecting upon the signature of the Hearing Officer.

10. Waiver: If this Amended Settlement Agreement is approved by the Board, Dr. Staley agrees to waive his right to have the allegations raised in the NCA adjudicated in the

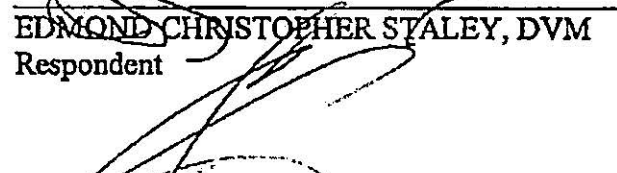
manner described in the ULA, including the right to a final written order of the Board and the right to appeal any such order to district court.

11. **Public Record:** The executed copy of this Amended Settlement Agreement is a public record and may be disclosed in response to any request under the Inspection of Public Records Act, NMSA 1978, Section 14-2-1 through Section 14-2-12.

1/25/19
DATE


EDMOND CHRISTOPHER STALEY, DVM
Respondent

1/27/19
DATE


CLAYTON E. CROWLEY
Attorney for Respondent

DATE

SCOTT FUQUA
Attorney for the Board of Veterinary Medicine

ORDER

This proposed Amended Settlement came before the Hearing Officer, Dr. Rebecca Washburn, and thereafter this Amended Settlement Agreement is:

☒ ACCEPTED

☐ REJECTED

2/6/19
DATE


REBECCA J. WASHBURN, DVM



VETERINARY MEDICAL CLINIC, Inc.

E. CHRISTOPHER STALEY, DVM, MS
FAAVCT

RECEIVED

June 19, 2019

New Mexico Board of Veterinary Medicine
7301 Jefferson St. NE
Suite H
Albuquerque, NM 87109-4363

JUN 21 2019

New Mexico Board of
Veterinary Medicine

Dear Sir or Madame:

In accordance with Paragraph 7.c. of the agreement entered into between the New Mexico Board of Veterinary Medicine and myself through attorneys Clayton Crowley and Scott Fuqua, enclosed you will find an application for licensure for reinstatement of my license 1535, along with supporting documents including the Performance Report following my taking of the April, 2019 NAVLE, a list of Continuing Professional Education taken during CY 2018, and a check for \$200 for renewal of my permanent license.

If you have any questions, or if I can be of further assistance, please don't hesitate to call.

Sincerely,

E. Christopher Staley, DVM, MS
Fellow, American Academy of Veterinary
And Comparative Toxicology
Medical Director

Enclosure

Exhibit C



RECEIVED

Name: Staley, Edmond Christopher
NAVLE ID: NAV198292
Test Date: 4/12/2019
Licensing Board: Texas Board of Veterinary Medical Examiners

JUN 21 2019

New Mexico Board of
Veterinary Medicine

Please refer to the accompanying Performance Interpretation Guidelines for a description of the information on this report.

Pass/Fail Decision:	PASS
Minimum Passing Scale Score:	425
Your Total Test Scale Score:	428

Content Area	Your Equated Percent Correct Score	SEM	Total Group Mean (SD)
Species			
Small Animal	58	3	70 (10)
Canine	57	5	71 (11)
Feline	60	5	70 (11)
Food Animal	51	5	66 (10)
Bovine	46	6	67 (11)
Porcine	52	10	63 (14)
Equine	65	6	68 (12)
Competency			
Clinical Practice	57	3	68 (9)
Communication	64	13	69 (16)
Preventive Medicine and Animal Welfare	44	11	65 (14)

Edmond Christopher Staley, DVM, MS
Continuing Professional Education
CY 2018

***Southwest Veterinary Symposium
September 20-23, 2018***

Total Hours ***14 Hours***

***Oklahoma State University
CVHS Annual Fall Conference
October 11-12, 2018***

Total Hours ***12 Hours***

USDA APHIS National Veterinary Accreditation Program Supplemental Training

Module 30: The Role of Veterinarians in Honey Bee Health 1 Hour
October 17, 2018

Module 29: Veterinary Feed Directive 1 Hour
October 18, 2018

Module 28: Significant and Emerging Viral Diseases of Carp, Koi, and Goldfish 1 Hour
October 18, 2018

Module 27: Bovine Trichomoniasis 1 Hour
October 19, 2018

Module 26: Nonhuman Primate Transportation 1 Hour
October 22, 2018

Module 25: Using Behavior to Assess Animal Welfare 1 Hour
October 23, 2018

Total Hours for USDA APHIS National Veterinary Accreditation Program ***6 Hours***

Grand Total CE for CY 2018 ***32 Hours***



State of New Mexico
Board of Veterinary Medicine



MICHELLE LUJAN GRISHAM
Governor



Rebecca J. Washburn, DVM
Chair

Frances R. Sowers
Executive Director and CFO

APPLICATION FOR LICENSURE - VETERINARIAN

PLEASE TYPE OR PRINT LEGIBLY.

Download and read the entire contents of the document "The Process" which includes the table of Licensure Requirements before you complete and submit this application.

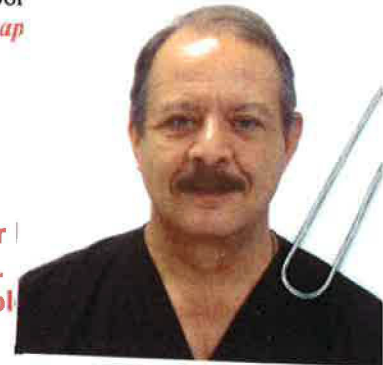
Please read the entire form carefully and fill in as appropriate; incomplete applications will be returned. This application, all supporting documentation and materials submitted herewith become the property of the State of New Mexico and will not be returned. Applicable fee must accompany application. Payment is accepted via personal check, money order or cashier's check payable to **BOARD OF VETERINARY MEDICINE**. Fee will not be refunded, for any reason, once the application process has begun.

Method: ☒ Regular Licensure Process ☐ Licensure by Endorsement ☐ 60-Day Temporary
Minimum five (5) years and 6000 hours of clinical practice experience immediately preceding apply qualify for Licensure by Endorsement.

PERSONAL INFORMATION:

FULL NAME (Last, First, Middle) Staley, Edward Christopher	
TYPE (PLEASE SPECIFY) <input checked="" type="checkbox"/> DVM <input type="checkbox"/> VMD <input type="checkbox"/> Other:	
DOB	EMAIL ADDRESS ecstaley1@hotmail.com

Attach 2" x 2" color
shoulders photograph.
glue or staple



CURRENT MAILING ADDRESS INFORMATION:**

BUSINESS ADDRESS NAME (IF PART OF MAILING ADDRESS ONLY) Veterinary Medical Clinic, Inc		
STREET OR POST OFFICE BOX 1810 E. Tenth St.		
CITY Alamogordo	STATE NM	ZIP/POSTAL CODE 88310
PHONE (575) 437-3063	EMAIL ADDRESS VeterinaryMedicalClinic	
COUNTRY USA	@hotmail.com	
DATE ADDRESS EXPIRES? Indefinite		

FUTURE MAILING ADDRESS:** ☒ Same as above

BUSINESS ADDRESS NAME (IF PART OF MAILING ADDRESS ONLY)		
STREET OR POST OFFICE BOX		
CITY	STATE	ZIP/POSTAL CODE
COUNTRY		
EFFECTIVE DATE OF ADDRESS?		

OFFICE USE ONLY

Date of Application Fee	
Doc. No.	
Amount	
License No.	
Date of Issue	
Initials	
Date of License Fee	
Doc No.	
Amount	

**Please notify NMBVM immediately, in writing, of any changes to your address information. Change of address form available at web site.

Regular Licensure Process or Licensure by Endorsement applicants, complete sections 1 and 2 only. 60-Day Temporary Permit applicants, complete sections 2 and 3 only.

SECTION 1. Regular Licensure Process or Licensure by Endorsement.

1.	Have you successfully passed a national exam for veterinarians? If yes, which one? When did you take it? If no, when do you plan to take the North American Veterinary Licensing Examination (NAVLE)? In which state?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NBE/CCT <input checked="" type="checkbox"/> NAVLE <u>NBE/CCT - 1982</u> <u>NAVLE - 2019</u>
2.	Have you already applied for sponsorship through another state to take the NAVLE? If no, are you requesting NM sponsorship? (Fill out NAVLE sponsorship form!)	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> n/a
3.	When do you intend to take the New Mexico state examination for veterinarians? <input type="checkbox"/> I will contact NMBVM with requested date. <input type="checkbox"/> My requested date is: <u>1993</u> <u>Already Taken</u> Examinations at the \$500 rate are given in the Board office on a date of your choosing, Monday thru Friday, 9:00 a.m. to 12:00 p.m. noon. Please notify the Board's Executive Director at least twenty-four (24) hours prior to scheduling the desired date for the examination. Check Board website for annual Board-set, reduced examination fee (\$300) date.	

SECTION 2. Regular Licensure Process, Licensure by Endorsement, or 60-Day Temporary Permit.

1.	Are you using, or have you ever used, any name other than the name which appears on your diploma or transcript? If yes, what other name, and when?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																				
2.	Have you ever been licensed in New Mexico? If yes, under which license number?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <u>1535</u>																				
2a.	In what other states, territories, or districts are you, or have you ever been, licensed to practice veterinary medicine? a) <u>Pennsylvania</u> b) <u>Maryland</u> c) _____ d) _____ e) _____																					
3.	Please list the names and locations of all colleges and universities you have attended, at both the undergraduate and post-graduate levels: <table border="1"> <thead> <tr> <th>School</th> <th>Location</th> <th>Years Attended</th> <th>Graduation Date</th> <th>Degree</th> </tr> </thead> <tbody> <tr> <td>Oklahoma State Univ</td> <td>Stillwater, OK</td> <td>1974-1979</td> <td>May 1979</td> <td>BS (Microbiology)</td> </tr> <tr> <td>Oklahoma State Univ</td> <td>Stillwater, OK</td> <td>1978-1982</td> <td>May 1982</td> <td>DVM</td> </tr> <tr> <td>New Mexico State Univ</td> <td>Las Cruces, NM</td> <td>1992-1993</td> <td>Jan 1993</td> <td>MS (Toxicology)</td> </tr> </tbody> </table> Are you a graduate of a non-AVMA-accredited veterinary school or university? If yes, you must complete step 2 of the ECFVG program before applying.	School	Location	Years Attended	Graduation Date	Degree	Oklahoma State Univ	Stillwater, OK	1974-1979	May 1979	BS (Microbiology)	Oklahoma State Univ	Stillwater, OK	1978-1982	May 1982	DVM	New Mexico State Univ	Las Cruces, NM	1992-1993	Jan 1993	MS (Toxicology)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
School	Location	Years Attended	Graduation Date	Degree																		
Oklahoma State Univ	Stillwater, OK	1974-1979	May 1979	BS (Microbiology)																		
Oklahoma State Univ	Stillwater, OK	1978-1982	May 1982	DVM																		
New Mexico State Univ	Las Cruces, NM	1992-1993	Jan 1993	MS (Toxicology)																		
4.	Have you ever been officially reprimanded, formally disciplined; had your license to practice veterinary medicine suspended or revoked; or been refused an examination for a license to practice veterinary medicine? If yes, please explain on a separate sheet of paper.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																				
5.	Have you ever voluntarily surrendered your license to practice veterinary medicine?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																				
6.	Is an investigation or disciplinary action pending related to a complaint made against you in any other state, territory or district? If yes, please explain on a separate sheet of paper.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																				
7.	Have you ever failed a licensing examination? If yes, please explain on a separate sheet of paper.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																				
8.	Have you ever been convicted of a felony? If yes, please explain on a separate sheet of paper.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																				
9.	Have you ever been convicted, entered a plea of guilty or entered a plea of no contest in a case involving alleged animal abuse? If yes, please explain on a separate sheet of paper.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																				
10.	Have you ever had a U.S. Drug Enforcement Agency (DEA) license, state controlled substances registration or federal accreditation (obtained through USDA/APHIS) restricted or revoked, or have you voluntarily surrendered	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No																				

one or more of these licenses or accreditations? If yes, please explain on a separate sheet of paper.

SECTION 3. 60-Day Temporary Permit. (\$250 permit fee.)

1. What veterinary school did you attend? _____
Years attended? _____
Graduation date? _____
2. I am applying for a 60-Day Temporary Permit to practice veterinary medicine in New Mexico for the following reason:

3. Have you ever had a 60-Day Temporary Permit to practice veterinary medicine in the state of New Mexico? ☐ Yes ☐ No

By affixing my signature to this document, I am affirming that I agree with the facts that follow and I grant the New Mexico Board of Veterinary Medicine permission to proceed in the following manner:

- ❖ I give permission to NMBVM to secure or request additional information which may be required with regard to this application.
- ❖ I have read and understand the New Mexico laws that pertain to the practice of veterinary medicine in this state, and the rules promulgated by NMBVM, which include the standards for professional conduct. I intend to practice in keeping with these laws and rules and all pertinent laws and rules that may be enacted in the future.
- ❖ I agree to be examined and/or submit to questioning by NMBVM to substantiate any and all claims or representations in this application
- ❖ All facts, statements, and answers contained in this application are true and correct to the best of my recollection and ability, and any intentional omission, falsification, or withholding of the aforementioned concerning my qualifications as an applicant, shall be sufficient grounds to bar me from obtaining this license and/or any other licenses issued by the NMBVM.
- ❖ Any intentional omissions, falsifications, or withholdings discovered during or after the licensing process and/or after license has been issued, shall be grounds for cancellation of application and/or revocation of said license.

I affirm that I understand fully all conditions, requirements, and/or statements set forth in this document. I further affirm if I did not understand any parts of this application, I requested and received from NMBVM explanation(s) to my complete understanding.

SIGNATURE

DATE

NOTARY PUBLIC

STATE OF

COUNTY OF



OFFICIAL SEAL
KIMBERLY K WING
NOTARY PUBLIC
STATE OF NEW MEXICO
Com. Expires 4/9/2023

NOTARY SIGNATURE

DATE

CERTIFICATION OF CLINICAL PRACTICE EXPERIENCE

For veterinarians who qualify and are applying for
Licensure by Endorsement or a 60-Day Temporary Permit.

State below, where and when you have practiced clinical veterinary medicine; attach additional sheets of paper as necessary. Experience derived from practicing as a relief veterinarian must be documented as well. A 60-Day Temporary Permit is granted only to veterinarians who have been licensed and have practiced in another state, territory or district of the United States. **DO NOT COMPLETE THIS PAGE IF YOU ARE SEEKING REGULAR LICENSURE.**

EXPERIENCE	
EMPLOYER OR CLINIC <i>Veterinary Medical Clinic</i>	DATES (FROM - TO) <i>1993 - Present</i>
ADDRESS <i>1810 E. Tenth St., Alamogordo, NM 88310</i>	PHONE <i>(575) 437-3063</i>
CONTACT NAME <i>E.C. Staley, DVM, MS</i>	CURRENT PHONE NO. WITH AREA CODE <i>(575) 437-3063</i>

EMPLOYER OR CLINIC <i>N/A</i>	DATES (FROM - TO)
ADDRESS <i>N/A</i>	PHONE
CONTACT NAME <i>N/A</i>	CURRENT PHONE NO. WITH AREA CODE

EMPLOYER OR CLINIC <i>N/A</i>	DATES (FROM - TO)
ADDRESS <i>N/A</i>	PHONE
CONTACT NAME <i>N/A</i>	CURRENT PHONE NO. WITH AREA CODE

I hereby affirm that:

- ❖ I have read the Veterinary Practice Act (61-14-1 et. seq. NMSA 1978) and the rules promulgated by the New Mexico Board of Veterinary Medicine, New Mexico Administrative Code Title 16, Chapter 25, Parts 1-12, to include the rules of professional conduct.
- ❖ I have been licensed and have actively practiced clinical veterinary medicine in another state, territory or district of the United States, and am in good standing with all the jurisdictions in which I am, or ever have been, licensed.
- ❖ I am applying and qualify for examination or a temporary permit under 61-14-10 of the Veterinary Practice Act and part 2 of the New Mexico Board of Veterinary Medicine's rules.

SIGNATURE

DATE

6/19/19

NOTARY PUBLIC

STATE OF

New Mexico

COUNTY OF

Alamo



OFFICIAL SEAL

KIMBERLY K WING

NOTARY PUBLIC

STATE OF NEW MEXICO

Com. Expires

4/9/2023

NOTARY SIGNATURE

DATE

6/19/19



VETERINARY MEDICAL CLINIC, Inc.

**E. CHRISTOPHER STALEY, DVM, MS
FAAVCT**

Statement Regarding Voluntary Surrender of DEA License Number BS3706340

On May 30, 2019, following notification by the New Mexico Board of Veterinary Medicine that temporary license 3426 had been terminated, DEA Diversion Investigator Winnie Sepp (Attachment 1) and two other DEA personnel came to the Veterinary Medical Clinic, Inc., 1810 E. Tenth Street, Alamogordo, NM to perform an inspection of controlled substances. Following inspection and inventory of all controlled substances maintained by the Clinic, Ms. Sepp requested the voluntary surrender of my DEA license and all controlled substances. I complied and was provided with DEA forms 82 (Attachment 2) and 104 (Attachment 3) and an inventory (Attachment 4) and receipt (Attachment 5) for the controlled substances surrendered to Ms. Sepp.

E. Christopher Staley, DVM, MS
Fellow, American Academy of Veterinary
And Comparative Toxicology
Medical Director

4 Attachments



U.S. DEPARTMENT OF JUSTICE
DRUG ENFORCEMENT ADMINISTRATION

Winnie G. Sepp
Diversion Investigator

571-324-6334

660 S. Mesa Hills Drive
Suite 2000
El Paso, Texas 79912

Telephone: ~~915-251-4326~~
Fax: 915-587-9502
Email: winnie.g.sepp@usdoj.gov

Attachment 1

**NOTICE OF INSPECTION
OF CONTROLLED PREMISES**

DEA USE ONLY

FILE NUMBER

NAME OF INDIVIDUAL Edmond Christopher STALEY		TITLE Owner/DVM
NAME OF CONTROLLED PREMISES		DEA REGISTRATION NO. BS3706340
NUMBER AND STREET 1810 TENTH STREET		DATE 05-30-2019
CITY AND STATE ALAMOGORDO, NM	ZIP CODE 88310	TIME (initial inspection) 8:38

STATEMENT OF RIGHTS

1. You have a constitutional right not to have an administrative inspection made without an administrative inspection warrant.
2. You have the right to refuse to consent to this inspection.
3. Anything of an incriminating nature which may be found may be seized and used against you in a criminal prosecution.
4. You shall be presented with a copy of this Notice of Inspection.
5. You may withdraw your consent at any time during the course of the inspection.

ACKNOWLEDGMENT AND CONSENT

I, E. C. Staley, DVM, MS, have been advised of the above Statement of Rights
(Name)
by DEA Diversion Investigator Winnie Sepp, who
(Title and Name)

has identified himself/herself to me with his/her credentials and presented me with this Notice of Inspection containing a copy of sections 302(f) and 510(a), (b) and (c) of the Controlled Substances Act (21 U.S.C. 822(f) and 21 U.S.C. 880(a), (b) and (c), printed hereon, * authorizing an inspection of the above-described controlled premises. I hereby acknowledge receipt of this Notice of Inspection. In

addition, I hereby certify that I am the Medical Director
(President) (Manager) (Owner)

for the premises described in this Notice of Inspection; that I have read the foregoing and understand its contents; that I have authority to act in this matter and have signed this Notice of Inspection pursuant to my authority.

I understand what my rights are concerning inspection. No threats or promises have been made to me and no pressure of any kind has been used against me. I voluntarily give consent for inspection of these controlled premises.

[Signature]
(Signature)
5/30/19
(Date)

WITNESSES:

[Signature]
(signed)
[Signature]
(signed)

5-30-2019
(date)
5-30-2019
(date)

* See Reverse

Attachment 2

**SURRENDER FOR CAUSE OF DEA
CERTIFICATE OF REGISTRATION**

File No.

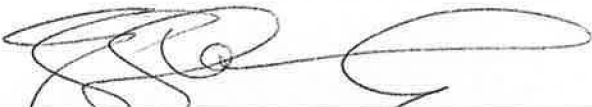
In view of my alleged failure to comply with the Federal requirements pertaining to controlled substances or list I chemicals, and as an indication of my good faith in desiring to remedy any incorrect or unlawful practices on my part, I hereby surrender for cause my Drug Enforcement Administration (DEA) Certificate of Registration.

I understand that submission of this document to DEA, including any employee of DEA, shall result in the immediate termination of my registration.

I understand that I am not entitled to a refund of any payments made by me in connection with my registration.

I understand that, beginning on the date that I sign below, I am not authorized to order, manufacture, distribute, possess, dispense, administer, prescribe, or engage in any other activities with controlled substances or list I chemicals.

With the understanding that I am not required to surrender my DEA Certificate of Registration, I freely and under no duress, implied or expressed, execute this document and choose to take the action described herein.

NAME OF REGISTRANT (Print)	ADDRESS OF REGISTRANT	
Edmond Christopher Staley	1810 TENTH STREET ALAMOGORDO, NM 88310	
DEA REGISTRATION NO. BS3706340		
SIGNATURE OF REGISTRANT OR AUTHORIZED INDIVIDUAL 		DATE 5/30/19

WITNESSES TO REGISTRANT'S SIGNATURE

NAME AND DATE Winnie Sepp M. Murphy 5-30-2019	TITLE Diversion Investigator
NAME AND DATE Laura Villanueva L. Villanueva 5-30-19	TITLE Diversion Investigator

PRIVACY ACT

AUTHORITY: Section 301 of the Controlled Substances Act of 1970 (21 U.S.C 821).
PURPOSE: Permit surrender for cause of DEA Certificate of Registration.
ROUTINE USES: The Controlled Substances Act Registration Records produce special reports as required for statistical analytical purposes. Disclosures of information from this system are made to the following categories of users for the purposes stated:
A. Other Federal law enforcement and regulatory agencies for law enforcement and regulatory purposes.
B. State and local law enforcement and regulatory agencies for law enforcement and regulatory purposes.
C. Persons registered under the Controlled Substances Act (21 U.S.C. 822 and 957) for the purpose of verifying the registration of customers and practitioners.
EFFECT: Submission of this information is voluntary. There is no effect on the individual if not provided.

Attachment 3

CLOSING INVENTORY OF CONTROLLED SUBSTANCES

COMPANY Staley, Edward

DEA NUMBER B53706340

DATE 5-30-19 BOB or COB Approx 9:20 AM

<u>PRODUCT</u>	<u>PKG SIZE</u>	<u>QUANTITY</u>
1. <u>Ketamine 100mg/ml</u>	<u>10ml Vial</u>	<u>19 vials</u>
2. <u>Diazepam 5mg</u>	<u>1000 tabs</u>	<u>874 tabs</u>
3. <u>Tramadol 50mg</u>	<u>1000 tabs</u>	<u>874 tabs</u>
4. <u>Ethinacsa 111</u>	<u>100ml (3)</u>	<u>300 ml</u>
5. <u>Phenobarbital 15mg</u>	<u>500 tabs</u>	<u>53 1/2 tabs</u>
6. _____	_____	_____
7. _____	_____	_____
8. _____	_____	_____
9. _____	_____	_____
10. _____	_____	_____

Not Used

SIGNATURE OF INVESTIGATOR (S)

[Signature]
Leticia V. Gonzalez

THIS INVENTORY WAS TAKEN IN THE PRESENCE OF

EC Staley, DVM, MS
(Employee)

Medical Director, WHO ATTESTED TO THE ACCURACY OF THE
(title)

COUNT.

SIGNATURE OF EMPLOYEE

[Signature]

Attachment 4

RECEIPT FOR CASH OR OTHER ITEMS

TO: (Name, Title, Address (including ZIP CODE), if applicable)

Staley, Edward, DVM
1813 East 10th Street
Arlamogordo, NM

FILE NO.

G-DEP IDENTIFIER

FILE TITLE

DATE

5-30-2009

DIVISION/DISTRICT OFFICE

El Paso Division Office

I hereby acknowledge receipt of the following described cash or other item(s), which was given into my custody by the above named individual.

AMOUNT or QUANTITY	DESCRIPTION OF ITEM(S)	PURPOSE (if Applicable)
1	Notice of inspection form 82	
1	Surrender Form 104	
7	Unused DEA 222 forms	
19 vials of	Ketamine 100mg/ml	
1 Bottle	Diazepam 5mg	
2 Bottles	tramadol 50mg	
3 Bottles	Euthanasia 11 mg	
1 Bottle	phenobarbital 15mg	
1	DEA Registrant Certificate	
nothing follows		

RECEIVED BY (Signature)

Wince App

NAME AND TITLE (Print or Type)

Diversion Investigator

WITNESSED BY (Signature)

[Signature]

NAME AND TITLE (Print or Type)

Dr. Staley, DVM, MS - Medical Director

FORM DEA-12 (8-02) Previous editions obsolete

Electronic Form Version Designed in JetForm 5.2 Version

Attachment 5

RECEIVED

AFFIDAVIT OF ANITA CASEY-REED

SEP -6 2019

New Mexico Board of
Veterinary Medicine

1. I am currently employed as a Program Manager of the International Council for Veterinary Assessment ("ICVA"). I make this Affidavit based upon my personal knowledge.
2. Exhibit 1 attached hereto purports to be a Performance Report of Edmond Christopher Staley for the North American Veterinary Licensing Examination showing a Pass/Fail decision of "Pass" and showing his Total Test Scale of 428. Exhibit 1 is not an authentic Performance Report because the Pass/Fail decision has been altered, as has the Total Test Scale Score.
3. Attached as Exhibit 2 is a copy of the Performance Report of Edmond Christopher Staley, showing a Pass/Fail decision of "Fail" and showing his Total Test Scale Score of 408. Exhibit 2 is a true and correct copy of the only Performance Report that ICVA would have provided to Dr. Staley.
4. In fact, Dr. Staley failed the North American Veterinary Licensing Examination that he took on April 12, 2019.

FURTHER AFFIANT SAITH NOT

State of North Dakota
County of Burleigh

The foregoing instrument was acknowledged before me this 5th day of September 2019 by
Ant Casey-Reed (name of person acknowledging).

(Seal/Stamp)

Lindsey Keller

(Signature of person taking acknowledgment)

(Title or rank)

(Serial number, if any)

Type or Stamp Name of Notary

My commission expires: _____

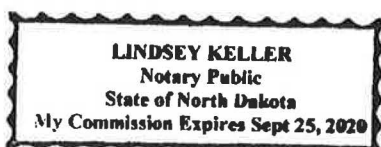
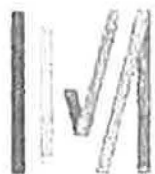


Exhibit D



International Council for
**Veterinary
Assessment**

International Council for Veterinary Assessment
North American Veterinary Licensing Examination®

Performance Report

Name: Staley, Edmond Christopher

NAVLE ID: NAV198292

Test Date: 4/12/2019

Licensing Board: Texas Board of Veterinary Medical Examiners

Please refer to the accompanying Performance Interpretation Guidelines for a description of the information on this report.

Pass/Fail Decision:	PASS
Minimum Passing Scale Score:	425
Your Total Test Scale Score:	428

Content Area	Your Equated Percent Correct Score	SEM	Total Group Mean (SD)
Species			
Small Animal	58	3	70 (10)
Canine	57	5	71 (11)
Feline	60	5	70 (11)
Food Animal	51	5	66 (10)
Bovine	46	6	67 (11)
Porcine	52	10	63 (14)
Equine	65	6	68 (12)
Competency			
Clinical Practice	57	3	68 (9)
Communication	64	13	69 (16)
Preventive Medicine and Animal Welfare	44	11	65 (14)



International Council for
**Veterinary
Assessment**

International Council for Veterinary Assessment
North American Veterinary Licensing Examination®

Performance Report

Name: Staley, Edmond Christopher

NAVLE ID: NAV198292

Test Date: 4/12/2019

Licensing Board: Texas Board of Veterinary Medical Examiners

Please refer to the accompanying Performance Interpretation Guidelines for a description of the information on this report.

Pass/Fail Decision:	FAIL
Minimum Passing Scale Score:	425
Your Total Test Scale Score:	408

Content Area	Your Equated Percent Correct Score	SEM	Total Group Mean (SD)
Species			
Small Animal	58	3	70 (10)
Canine	57	5	71 (11)
Feline	60	5	70 (11)
Food Animal	51	5	66 (10)
Bovine	46	6	67 (11)
Porcine	52	10	63 (14)
Equine	65	6	68 (12)
Competency			
Clinical Practice	57	3	68 (9)
Communication	64	13	69 (16)
Preventive Medicine and Animal Welfare	44	11	65 (14)

Exhibit 2

State of New Mexico
Board of Veterinary Medicine

MICHELLE LUJÁN GRISHAM
Governor



Rebecca J. Washburn, DVM
Chair

Frances R. Sowers
Executive Director and CFO

CERTIFIED MAIL NO. 7018 0680 0002 1721 9484
RETURN RECEIPT REQUESTED

May 23, 2019

Edmond Christopher Staley, DVM
Veterinary Medical Clinic Inc.
1810 East Tenth Street
Alamogordo, New Mexico 88310

Dear Dr. Staley:

Pursuant to the Amended Settlement Agreement paragraph 7. C. you signed on January 25, 2019, temporary license no. DVM-3426 issued to you on April 17, 2019 is no longer valid. You did not receive a passing grade on the North American Veterinary Licensing Examination (NAVLE) administered by ICVA on April 12, 2019. License no. DVM-3426 should be returned via certified mail for receipt by close of business on May 29, 2019.

You must cease practicing veterinary medicine in the state of New Mexico until such time as you qualify for licensure by this Board.

Facility license no. VF-494 is invalid because there is not a New Mexico-licensed veterinarian named as the licensee manager. You must immediately cease providing veterinary medical services under facility license no. VF-494.

Sincerely,


Frances R. Sowers
Executive Director and CFO

7301 Jefferson Street, N.E., Suite H
Albuquerque, NM 87109-4363

Telephone 505.553.7021
Facsimile 505.553.7024

